

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA**

Pardee Excavating, Inc.,	)	
	)	
Plaintiff,	)	<b>ORDER</b>
	)	
vs.	)	
	)	
ONEOK Rockies Midstream, LLC,	)	Case No. 1:16-cv-003
	)	
Defendant.	)	

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On February 2, 2016, plaintiff filed a “Notice of Voluntarily Dismissal.”<sup>1</sup> Accordingly the court **ORDERS** that the above-entitled action be dismissed with prejudice and without costs to any party.

**IT IS SO ORDERED.**

Dated this 3rd day of February, 2016.

/s/ Charles S. Miller, Jr.  
Charles S. Miller, Jr., Magistrate Judge  
United States District Court

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<sup>1</sup> On January 19, 2016, plaintiff filed notice of its consent to the undersigned exercise of jurisdiction in this matter. (Docket No. 4).